

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
SEATTLE DIVISION

Case No. 2:21-cv-01670-RSM

**STIPULATION AND ORDER OF  
DISMISSAL**

NATIONAL UNION FIRE INSURANCE  
COMPANY OF PITTSBURGH, PA, ROYAL  
& SUN ALLIANCE INSURANCE  
COMPANY OF CANADA, STATE  
NATIONAL INSURANCE COMPANY,  
LIBERTY MUTUAL INSURANCE  
COMPANY, ACE AMERICAN  
INSURANCE COMPANY, SOVEREIGN  
GENERAL INSURANCE COMPANY,  
ARCH INSURANCE (UK) LIMITED, AND  
CERTAIN UNDERWRITERS AT LLOYD'S  
OF LONDON SUBSCRIBING TO POLICY  
NO.'S ENSAM1900387, ENSAM1900206,  
ENSAM1900393, AND ENSAM1900398, *as*  
*subrogees of Petrogas Energy Corp. and its*  
*related entities*, and PETROGAS ENERGY  
CORP.,

Plaintiffs,

v.

M/T LEVANT, *in rem*; AVANCE LEVANT,  
LTD c/o AVANCE GAS, LTD, EXMAR  
SHIP MANAGEMENT NV,

Defendants.

M/T LEVANT, *in rem*; AVANCE LEVANT,  
LTD and EXMAR SHIP MANAGEMENT  
NV,

Third-Party Plaintiffs.

v.

BRIAN HENSHAW, an individual,

Third-Party Defendant.

**STIPULATION**

The parties hereto, Third-Party Plaintiffs M/T Levant, *in rem* Avance Levant, LTD c/o Avance Gas, LTD., and Exmar Ship Management, NV and Third-Party Defendant Brian Henshaw, by and through their respective counsel, hereby stipulate and agree that all remaining claims, cross-claims, and counterclaims against all Parties that have been asserted in this action shall be dismissed with prejudice and without any further fees or costs to any party.

The parties request that the Court enter the below proposed Order dismissing this action with prejudice.

Dated this 13th day of July, 2023.

NICOLL BLACK & FEIG, PLLC

BAUER MOYNIHAN & JOHNSON LLP

s/ Christopher W. Nicoll

Christopher W. Nicoll, WSBA No. 20771  
*Attorneys for Defendants and Third-Party  
Plaintiffs M/T Levant, in rem Avance  
Levant, LTD c/o Avance Gas, LTD., and  
Exmar Ship Management, NV*

s/ Thomas G. Waller

Thomas G. Waller WSBA No. 22963)  
*Attorneys for Third-Party Defendant Brian  
Henshaw*

**ORDER**

PURSUANT TO THE ABOVE STIPULATION, and the Court being fully advised in the premises,

IT IS HEREBY ORDERED that all claims, cross-claims, and counterclaims against all Parties that have been asserted in this action shall be dismissed with prejudice and without award of fees or costs to any party.

This is a final order resolving this cause number.

DATED this 17<sup>th</sup> day of July, 2023.



**RICARDO S. MARTINEZ**  
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on July 13, 2023 I filed the foregoing with the Court's CM/ECF system which will send notifications to the following parties:

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*Attorneys for Brian Henshaw*

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on July 13, 2023 at Seattle, Washington.

/s/ Ian McDonald  
Ian McDonald